

# House Study Bill 33

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED DEPARTMENT OF  
CULTURAL AFFAIRS BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act concerning fine arts projects in state buildings.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
3 TLSB 1282XD 83  
4 ec/sc/8

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1 1 Section 1. Section 304A.10, Code 2009, is amended to read  
1 2 as follows:  
1 3 304A.10 COST OF FINE ARTS == PERCENTAGE.  
1 4 The total estimated cost of the fine arts elements included  
1 5 in a plan and specifications for a state building or group of  
1 6 state buildings in accordance with the purposes of this  
1 7 division shall in no case be less than ~~one-half of~~ one percent  
1 8 of the total estimated cost of such building or group of  
1 9 buildings. This percentage allocation shall not be diminished  
1 10 by professional fees. By September 1 annually, the  
1 11 contracting officer or principal user shall submit to the  
1 12 department of cultural affairs the total amount of state  
1 13 financial assistance expended in accordance with this section  
1 14 during the previous fiscal year. If deemed in the best  
1 15 interests of the citizens, funds allocated for the acquisition  
1 16 of fine arts may be accumulated over more than one  
1 17 appropriation or fiscal period or combined to complete  
1 18 significant projects, ~~however, this sentence does not~~  
~~1 19 authorize interproject transfers with prior approval of the~~  
~~1 20 Iowa arts council. The total estimated cost of the fine arts~~  
~~1 21 elements included in a plan and specifications for a state~~  
~~1 22 building or group of state buildings in accordance with this~~  
~~1 23 section shall be included by the department of cultural~~  
~~1 24 affairs in calculating the amount of state financial~~  
~~1 25 assistance for the arts for purposes of national ranking~~  
~~1 26 surveys. By January 1 annually, the department of cultural~~  
~~1 27 affairs shall submit a summary of the total amount of state~~  
~~1 28 financial assistance expended in accordance with this section~~  
~~1 29 and for which state buildings the assistance was expended.~~  
1 30 Sec. 2. Section 304A.12, Code 2009, is amended to read as  
1 31 follows:  
1 32 304A.12 SEPARATE CONTRACT == MAINTENANCE ACCOUNT.  
1 33 1. Contracts for the fine arts elements shall be executed  
1 34 within the limits of the actual costs as determined by section  
1 35 304A.10. Funds in the amount of one percent of the total  
2 1 estimated cost of the fine arts elements, as determined by  
2 2 section 304A.10, shall be transferred to the arts division for  
2 3 administration of the program. All expenses related to the  
2 4 acquisition of the fine arts elements shall be contracted for  
2 5 separately by the arts division with the funds allocated for  
2 6 these purposes. In addition, an amount equal to ten percent  
2 7 of the total estimated cost of the fine arts elements, as  
2 8 determined by section 304A.10, for a project shall be  
2 9 deposited in the maintenance and conservation fund created in  
2 10 this section.  
2 11 2. A maintenance and conservation fund is created in the  
2 12 state treasury under the control of the arts division of the  
2 13 department of cultural affairs. Moneys credited to the fund  
2 14 as provided in this section, and interest and earnings on that  
2 15 money, shall be accounted for and appropriated to the arts  
2 16 division to be used for the maintenance and conservation of  
2 17 fine arts elements acquired. Notwithstanding section 8.33,  
2 18 moneys credited to the fund that remain unencumbered or  
2 19 unobligated at the close of the fiscal year shall not revert  
2 20 but shall remain available for expenditure for the purpose

2 21 designated.

2 22

EXPLANATION

2 23 This bill concerns fine arts projects in state buildings.

2 24 The bill provides that 1 percent of the total estimated

2 25 cost of projects for a state building or group of state

2 26 buildings shall be used for fine arts elements. Fine arts

2 27 elements is defined in current law to include sculptures,

2 28 fountains, etc. Current law provides that .5 percent shall be

2 29 used for fine arts elements.

2 30 The bill also allows funds allocated for fine arts to be

2 31 accumulated and used over more than one fiscal period and to

2 32 be combined to complete significant projects with the approval

2 33 of the Iowa arts council.

2 34 The bill also provides that 10 percent of the moneys for

2 35 fine arts elements in a particular state building project

3 1 shall be transferred to a new maintenance and conservation

3 2 fund under the control of the arts division of the department

3 3 of cultural affairs. The bill provides that moneys credited

3 4 to the fund shall be used for the maintenance and conservation

3 5 of fine arts elements acquired.

3 6 LSB 1282XD 83

3 7 ec/sc/8